

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

TROY STACY ENTERPRISES INC.,
individually and on behalf of all others
similarly situated,

Plaintiff,

v.

THE CINCINNATI INSURANCE
COMPANY,

Defendant.

Judge: Matthew W. McFarland

Civil Action No. 1:20-cv-00312-MWM

TASTE OF BELGIUM LLC, individually and
on behalf of all others similarly situated,

Plaintiff,

v.

THE CINCINNATI INSURANCE
COMPANY, THE CINCINNATI
CASUALTY COMPANY, THE
CINCINNATI IDEMNITY COMPANY,
AND CINCINNATI FINANCIAL
CORPORATION,

Defendants.

Judge: Matthew W. McFarland

Civil Action No. 1:20-cv-00357-MWM

SWEARINGEN SMILES LLC AND
ELEISHA J NICKOLES DDS, individually
and on behalf of all others similarly situated,

Plaintiffs,

v.

THE CINCINNATI INSURANCE
COMPANY, THE CINCINNATI
CASUALTY COMPANY, AND THE
CINCINNATI INDEMNITY COMPANY,

Defendants.

Judge: Matthew W. McFarland

Civil Action No. 1:20-cv-00517-MWM

REEDS JEWELERS OF NIAGARA FALLS,
INC., individually and on behalf of all others
similarly situated,

Plaintiff,

v.

CINCINNATI INSURANCE COMPANY,

Defendant.

Judge: Matthew W. McFarland

Civil Action No. 1:20-cv-00649-MWM

[PROPOSED] ORDER GRANTING CONSOLIDATION

Upon consideration of Plaintiff Troy Stacy Enterprises Inc.'s Motion to Consolidate Case Numbers 1:20-cv-00357-MWM, 1:20-cv-00517-MWM, and 1:20-cv-00649-MWM with Case Number 1:20-cv-00312-MWM, pursuant to Federal Rule of Civil Procedure 42(a), the Motion to Consolidate is **GRANTED** and the Court hereby **ORDERS** the following:

1. *Taste of Belgium LLC v. The Cincinnati Insurance Company, et al.*, No. 1:20-cv-00357-MWM, *Swearingen Smiles LLC v. The Cincinnati Insurance Company*, No. 1:20-cv-00517-MWM, and *Reeds Jewelers of Niagara Falls, Inc. v. Cincinnati Insurance Company*, No. 1:20-cv-00649-MWM is consolidated with *Troy Stacy Enterprises Inc. v. The Cincinnati Insurance Company*, No. 1:20-cv-00312-MWM, the earlier-filed case before this Court;

2. The Clerk of this Court is directed to re-caption the consolidated action as *Troy Stacy Enterprises Inc., et al. v. The Cincinnati Insurance Company, et al.*, and the filing of all pleadings and documents applicable to all actions shall be filed in 1:20-cv-00312-MWM (the “Consolidated Action”);

3. All pleadings and court papers filed in the Consolidated Action, or in any separate action included herein, shall bear the following caption:

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

TROY STACY ENTERPRISES INC., TASTE
OF BELGIUM LLC, SWEARINGEN
SMILES LLC, ELEISHA J. NICKOLES
DDS, AND REEDS JEWELERS OF
NIAGARA FALLS, INC., individually and on
behalf of all others similarly situated,

Plaintiffs,

v.

THE CINCINNATI INSURANCE
COMPANY, THE CINCINNATI
CASUALTY COMPANY, THE
CINCINNATI INDEMNITY COMPANY,
AND CINCINNATI FINANCIAL
CORPORATION,

Defendants.

This Document Relates to:

4. When a pleading or other court paper filed in the Consolidated Action is intended to apply to all actions therein, the words "All Actions" shall appear immediately after the words "THIS DOCUMENTS RELATES TO:" in the caption set out above.

5. When a pleading or other court paper is intended to be applicable to less than all such actions, the party filing the document shall indicate, immediately after the words "THIS DOCUMENT RELATES TO:" the action(s) to which the document is intended to be applicable by the name of the plaintiff(s) and the docket number(s).

6. The parties are ordered to confer on and propose to the Court a new discovery schedule for the Consolidated Action, within seven days of this Order.

7. The Court reserves the determination of whether to consolidate other actions later filed in the United States District Court for the Southern District of Ohio—whether directly or by virtue of removal, transfer, or otherwise—which arise out of or are related to the same or similar facts as alleged in the Consolidated Action until such actions are filed and a party moves for consolidation.

Done this ____ day of _____, 2020,

MATTHEW W. MCFARLAND
UNITED STATES DISTRICT JUDGE